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FILE NO: 85379.040051

October 22, 2004

*Via Certified Mail, RRR - 7002 0510 0002 6555 0721*

Zita Lovett, Deputy Clerk  
United States District Court  
District of Massachusetts  
One Courthouse Way  
Courtroom 20, 7th Floor  
Boston, MA 02210

Re: *McGuinness v. TXU Energy Solutions LP and Scott Harrison*;  
U.S. District Court, District of Massachusetts; No. 04 CV 11170JLT

Dear Clerk:

Pursuant to the Court's September 17, 2004 Discovery Order, Defendants hereby respectfully notify the Court that Defendant Scott Harrison's Motion to Dismiss for Lack of Personal Jurisdiction, which was filed on August 2, 2004, is pending.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "W. Stephen Cockerham", written over a horizontal line.

W. Stephen Cockerham

WSC/bls

cc: Gregory A. Manousos (U. S. Mail)  
Paul A. Manoff (U. S. Mail)  
(Plaintiff's Counsel of Record)  
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